

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
WACO DIVISION

GARY D. POWERS, II  
*Plaintiff,*

v.

IAS PARENT HOLDINGS, INC., IAS  
INVESTCO, INC., ROBERT  
HUMBLE, and JOHN LUTMAN,  
*Defendants.*

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Civil Action No. 6:20-cv-01136

**AGREED STIPULATION OF DISMISSAL WITHOUT PREJUDICE**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the parties agree and stipulate to the following:

Defendant IAS Parent Holdings, Inc.'s counterclaims for breach of fiduciary duty (Dkt. No. 10, ¶¶ 32-35) and fraud by nondisclosure (*Id.*, ¶¶ 39-46) are **DISMISSED WITHOUT PREJUDICE** as to the re-filing of same.

This Agreed Stipulation of Dismissal Without Prejudice does not dispose of the counterclaims of any other Defendant, and does not dispose of IAS Parent Holdings, Inc.'s other counterclaims against Plaintiff Gary D. Powers, II.

Respectfully submitted,

HUSCH BLACKWELL, LLP

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**AND**

AHMAD, ZAVITZANOS, ANAIPAKOS,  
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ATTORNEYS FOR PLAINTIFF

**CERTIFICATE OF SERVICE**

I certify that a copy of the foregoing was served upon the following on this the 11th day of  
May, 2021 via the ECF system of the Court:

Joseph Y. Ahmad  
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